IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 18TH JULY 2007 / 27TH ASHADHA 1929

WP(C).No. 20486 of 2007(L)

PETITIONER:

JUSTINE RAJ A.V., S/O. ALBERT,
"BARSHABA", T.C.12/831, BARTON HILL,
THIRUVANANTHAPURAM.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS:

1. MUHAMMED IQBAL,
CIRCLE INSPECTOR, PETTA POLICE STATION,
PETTA, THIRUVANANTHAPURAM.

2. RAMARAJAN,
HEAD CONSTABLE, PETTA POLICE STATION,
PETTA, THIRUVANANTHAPURAM.

3. LINDA LAKE,
"ALAGRIYA" H.NO.485/1/4, GIREEMA,
AGNICHOVADO, BARDEZ, GOA.

4. PRAKASH RATHODE,
S/O. SEETHARAM RATHODE, H.NO.5/36/A DONVADO,
BARDEZ, GOA, WORKING AS WAITER, GOLDEN EYE RESORT,
KALAMKUTHU, GOA.

5. S.I. OF POLICE,
TRIVANDRUM PETTA POLICE STATION.

6. DIRECTOR GENERAL OF POLICE,
THIRUVANANTHAPURAM.

7. STATE OF KERALA,
REP. BY CHIEF SECRETARY, SECRETARIAT,
THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.GIKKU JACOB

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN WPC NO.20486/2007

PETITIONER'S EXHIBITS:

EXT.P1:- TRUE COPY OF THE CERTIFICATE OF REGISTRATION OF FIRM ISSUED BY REGISTRAR OF FIRMS DATED 19/6/2003.

EXT.P2:- TRUE COPY OF THE COMPLAINT IN CMP 141/2005 FILED BY THE PETITIONER.

EXT.P3:- TRUE COPY OF THE FIRST INFORMATION REPORT IN CRIME NO.9/05

EXT.P4:- TRUE COPY OF THE COMPLAINT SUBMITTED BY THE PETITIONER TO THE DGP OF POLICE, TRIVANDRUM DATED 12/1/2005.

[TRUE COPY]

R.BASANT, J.

W.P.C.No.20486 of 2007

Dated this the 18th day of July 2007

J U D G M E N T

The grievance of the petitioner is that a private complaint filed by him which was referred to the police by the learned Magistrate under Section 156(3) Cr.P.C and which has been registered as crime No.9/05 of Pettah police station is not being properly investigated by the police. The learned Public Prosecutor, after taking instructions, submits that it is not correct to say that proper investigation is not being conducted into the crime. The crime has been properly registered. Investigation has been entrusted to the Assistant Commissioner of Police, Crime Detachment, Thiruvananthapuram city and the said officer is conducting an investigation into the matter, it is submitted.

2. The learned counsel for the petitioner submits that in the light of the submissions of the learned Public Prosecutor, the petitioner does not seek any further directions but there may be a direction for expeditious completion of the investigation.

3. The learned Public Prosecutor submits that as common investigation is being conducted into crime No.9/07 of Pettah police station and crime No.302/2004 of Vanchiyoor police station, some further time is required for completing the investigation .

4. I am satisfied, in these circumstances, that no further specific directions need be issued in the matter now. I need only observe that I expect the investigating officer to complete the investigation, as expeditiously as possible, at any rate, within a period of six months from this date.

5. This writ petition is, in these circumstances dismissed with the above observations.

Hand over copy of this order to the learned Public Prosecutor.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007